

**ASSEMBLY BILL**

**No. 1134**

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**Introduced by Assembly Member Mendoza**

February 27, 2009

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An act to amend Sections 103, 9602, and 11303 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1134, as introduced, Mendoza. Elections: petitions.

Existing law requires that a declaration setting forth certain information be attached to an initiative, referendum, or recall petition or paper that is submitted to an elections official. Under existing law, a voter may file a written request with the elections official to withdraw his or her signature from an initiative, referendum, or recall petition prior to its filing.

This bill would provide that a voter's written request to withdraw his or her signature from these petitions is not a petition or paper requiring a declaration.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 103 of the Elections Code is amended to  
2     read:

3     103. ~~Any~~ A voter who has signed an initiative, referendum, or  
4     recall petition pursuant to the Constitution or laws of this state  
5     shall have his or her signature withdrawn from the petition upon  
6     filing a written request therefor with the appropriate county

1 elections official or city elections official prior to the day the  
2 petition is filed. *A written request made under this section shall*  
3 *not constitute a petition or paper for purposes of Section 104.*

4 SEC. 2. Section 9602 of the Elections Code is amended to read:

5 9602. ~~Any~~ A voter who has signed ~~any~~ an initiative or  
6 referendum petition, and who subsequently wishes his or her name  
7 withdrawn, may do so by filing a written request for the withdrawal  
8 with the appropriate elections official. This request shall be filed  
9 in the elections official's office prior to the date the petition is  
10 filed. *A written request made under this section shall not constitute*  
11 *a petition or paper for purposes of Section 104.*

12 SEC. 3. Section 11303 of the Elections Code is amended to  
13 read:

14 11303. ~~Any~~ A voter who has signed a recall petition shall have  
15 his or her signature withdrawn from the petition upon filing a  
16 written request therefor with the elections official prior to the day  
17 the petition section bearing the voter's signature is filed. *A written*  
18 *request made under this section shall not constitute a petition or*  
19 *paper for purposes of Section 104.*